

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
CIVIL ACTION NO: 5:05CV5**

THIS MATTER IS BEFORE THE COURT with respect to the trial date in the above-titled action. In order for the undersigned to have sufficient time to consider the pending motion for summary judgment, the trial date must be continued.

IT IS, THEREFORE, ORDERED that the trial in this matter, currently set for September 4, 2006, is continued. A new trial date, if needed, will be set after the pending motion has been decided.

Signed: August 10, 2006

David C. Keesler
United States Magistrate Judge